

## LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - All Filers Are Required to Complete This Page

1. Registrant Name ☒ Organization/Lobbying Firm ☐ Self Employed Individual

Dickstein Shapiro LLP

2. Address ☐ Check if different than previously reported

Address1 1825 Eye St., NW

Address2

City Washington

State DC

Zip Code 20006

Country USA

3. Principal place of business (if different than line 2)

City

State

Zip Code

Country

4a. Contact Name

b. Telephone Number

c. E-mail

5. Senate ID#

K. LAURIE MCKAY

☐ International Number

(202) 420-2200

McKayK@Dicksteinshapiro.com

12208-1662

7. Client Name

☐ Self

☐ Check if client is a state or local government or instrumentality

6. House ID#

PEABODY ENERGY

317370100

### TYPE OF REPORT

8. Year 2008

Q1 (1/1 - 3/31) ☐

Q2 (4/1 - 6/30) ☐

Q3 (7/1-9/30) ☐

Q4 (10/1 - 12/31) ☒

9. Check if this filing amends a previously filed version of this report ☐

10. Check if this is a Termination Report ☐

Termination Date

11. No Lobbying Issue Activity ☐

### INCOME OR EXPENSES - YOU MUST complete either Line 12 or Line 13

#### 12. Lobbying

**INCOME** relating to lobbying activities for this reporting period was:

Less than \$5,000 ☐

\$5,000 or more ☒ \$ \$ 140,000.00

Provide a good faith estimate, rounded to the nearest \$10,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).

#### 13. Organizations

**EXPENSE** relating to lobbying activities for this reporting period were:

Less than \$5,000 ☐

\$5,000 or more ☐

\$

#### 14. REPORTING

Check box to indicate expense accounting method. See instructions for description of options.

☐ **Method A.** Reporting amounts using LDA definitions only

☐ **Method B.** Reporting amounts under section 6033(b)(8) of the Internal Revenue Code

☐ **Method C.** Reporting amounts under section 162(e) of the Internal Revenue Code

Signature

Filed Electronically

Date

01/21/2009

Printed Name and Title

L. Andrew Zausner, Partner

**LOBBYING ACTIVITY.** Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Add additional page(s) as needed.

15. General issue area code

BUD

BUDGET/APPROPRIATIONS

(one per page)

16. Specific lobbying issues

Monitor appropriations related to the coal industry and energy policy.  
S. 3258, Energy and Water Appropriations Legislation, FY 09.  
H.R. 7324, Energy and Water Appropriations Legislation, FY 09.  
House and Senate Interior and Environment Appropriations Draft Legislation, FY 09.

17. House(s) of Congress and Federal agencies ☐ Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE

18. Name of each individual who acted as a lobbyist in this issue area

First Name	Last Name	Suffix	Covered Official Position (if applicable)	New
Rob	Mangas			<input type="checkbox"/>
Tim	Hutchinson		U.S. Senator	<input type="checkbox"/>
Curt	Clifton			<input type="checkbox"/>
K. Laurie	McKay			<input type="checkbox"/>
Katie	Phillips			<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>

19. Interest of each foreign entity in the specific issues listed on line 16 above ☒ Check if None

Printed Name and Title L. Andrew Zausner, Partner

H.R. 2638, Continuing Appropriations Resolution, 2009.

Monitor the implementation of H.R. 2764, Omnibus Appropriations Act, 2008. (P.L. 110-161)

Printed Name and Title L. Andrew Zausner, Partner

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15. General issue area code

ENG

ENERGY/NUCLEAR

(one per page)

16. Specific lobbying issues

Monitor legislative and federal activity related to energy policy and the coal industry.  
S. 154, Coal-to-Liquid Fuel Energy Act of 2007.  
S. 155, Coal-to-Liquid Fuel Promotion Act of 2007.  
S. 317, Electric Utility Cap and Trade Act of 2007.

17. House(s) of Congress and Federal agencies

☐

Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE

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First Name	Last Name	Suffix	Covered Official Position (if applicable)	New
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K. Laurie	McKay			<input type="checkbox"/>
Katie	Phillips			<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>

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☒

Check if None

Printed Name and Title

L. Andrew Zausner, Partner

S. 875, SAFE Energy Act of 2007.  
S. 1201, Clean Power Act of 2007.  
S. 1227, Clean Coal Act.  
S. 1297, Advanced Clean Fuels Act of 2007.  
S. 1321, Energy Savings Act of 2007.  
S. 1324, National Low Carbon Fuel Standard Act of 2007.  
S. 1419, The Renewable Fuels, Consumer Protection and Energy Efficiency Act of 2007.  
S. 1554, Energy Independence, Clean Air, and Climate Security Act of 2007.  
S. 1602, Clean, Reliable, Efficient, and Secure Energy Act of 2007.  
S. 1766, Low Carbon Economy Act of 2007.  
S. 2323, Carbon Capture and Storage Technology Act of 2007.  
S. 2730, Clean Energy Investment Bank Act of 2008.  
S. 2973, American Energy Production Act of 2008.  
S. 3268, Stop Excessive Energy Speculation Act of 2008.  
S. 3335, Jobs, Energy, Families and Disaster Relief Act of 2008.  
S. 3345, Future Fuels Act of 2008.  
S. 3689, Economic Recovery Act of 2008.  
H.R. 370, Coal-to-Liquid Fuel Promotion Act of 2007.  
H.R. 547, Advanced Infrastructure Research and Development Act.  
H.R. 683, Investment in Energy Independence Act of 2006.  
H.R. 1267, National Carbon Dioxide Storage Capacity Assessment Act of 2007.  
H.R. 1300, Program for Real Energy Security (PROGRESS) Act.  
H.R. 1424, Emergency Economic Stabilization Act of 2008.  
H.R. 2208, Coal Liquid Fuel Act.  
H.R. 2798, Overseas Private Investment Corporation Reauthorization Act of 2007.  
H.R. 4986, National Defense Authorization Act for Fiscal Year 2008.  
H.R. 5351, Renewable Energy and Energy Conservation Tax Act of 2007.  
H.R. 5575, Moratorium on Uncontrolled Power Plants Act of 2008.  
H.R. 6049, Renewable Energy and Job Creation Act of 2008.  
H.R. 6161, American Energy Independence Act.  
H.R. 6170, Clean Coal Derived Fuels for Energy Security Act of 2008.  
H.R. 6566, American Energy Act.  
H.R. 6604, Commodity Markets Transparency and Accountability Act of 2008.  
H.R. 6899, Comprehensive American Energy Security and Consumer Protection Act.  
H.R. 7060, Renewable Energy and Job Creation Tax Act of 2008.  
Economic Stimulus Draft Legislation for 111th Congress.  
Monitor implementation of H.R. 6, Energy Independence and Security Act of 2007. (P.L. 110-140)

**LOBBYING ACTIVITY.** Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Add additional page(s) as needed.

15. General issue area code

ENV

ENVIRONMENT/SUPERFUND

(one per page)

16. Specific lobbying issues

Monitor legislative and federal activity related to global warming and climate change.  
S. 280, Climate Stewardship and Innovation Act of 2007.  
S. 309, Global Warming Pollution Reduction Act of 2007.  
S. 317, Electric Utility Cap and Trade Act of 2007.

17. House(s) of Congress and Federal agencies ☐ Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE

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Tim	Hutchinson		U.S. Senator	<input type="checkbox"/>
Curt	Clifton			<input type="checkbox"/>
K. Laurie	McKay			<input type="checkbox"/>
Katie	Phillips			<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>

19. Interest of each foreign entity in the specific issues listed on line 16 above ☒ Check if None

Printed Name and Title L. Andrew Zausner, Partner

S. 485, Global Warming Reduction Act.  
S. 1227, Clean Coal Act of 2007.  
S. 1297, Advanced Clean Fuels Act of 2007.  
S. 1324, National Low-Carbon Fuel Standard Act of 2007.  
S. 1387, National Greenhouse Gas Registry Act of 2007.  
S. 1554, Energy Independence, Clean Air, and Climate Security Act of 2007.  
S. 1766, Low Carbon Economy Act of 2007.  
S. 2144, Carbon Dioxide Pipeline Study Act of 2007.  
S. 2323, Carbon Capture and Storage Technology Act of 2007.  
S. 3036, Lieberman-Warner Climate Security Act of 2008.  
H.R. 547, Advanced Fuels Infrastructure Research and Development Act.  
H.R. 620, Climate Stewardship Act of 2007.  
H.R. 906, Global Change Research and Data Management Act of 2007.  
H.R. 1590, Safe Climate Act of 2007.  
H.R. 2069, Save our Climate Act of 2007.  
H.R. 2635, Carbon Neutral Government Act.  
H.R. 3416, America's Energy Security Trust Fund Act of 2007.  
H.R. 5575, Moratorium on Uncontrolled Power Plants Act of 2008.  
H.R. 6186, Investing in Climate Action and Protection Act.  
H.R. 6258, Carbon Capture and Storage Early Deployment Act.  
H.R. 6316, Climate MATTERS Act of 2008.  
H.R. 6877, Greenhouse Gas Registry Act.  
Draft Dingell-Boucher Climate Change Legislation.  
Monitor implementation of H.R. 6, Energy Independence and Security Act of 2007. (P.L. 110-140)

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15. General issue area code

LBR

LABOR ISSUES/ANTITRUST/WORKPLACE

(one per page)

16. Specific lobbying issues

Monitor legislative and federal activity related to the coal industry, mine safety, and pension reform.  
S. 1041, Employee Free Choice Act of 2007.  
S. 1655, Miner Health and Enhancement Act of 2007.  
S. 1974, Pension Protection Technical Corrections Act of 2008.

17. House(s) of Congress and Federal agencies

☐ Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE, White House Office

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First Name	Last Name	Suffix	Covered Official Position (if applicable)	New
Rob	Mangas			<input type="checkbox"/>
Tim	Hutchinson		U.S. Senator	<input type="checkbox"/>
Curt	Clifton			<input type="checkbox"/>
K. Laurie	McKay			<input type="checkbox"/>
Katie	Phillips			<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>

19. Interest of each foreign entity in the specific issues listed on line 16 above

☒ Check if None

Printed Name and Title

L. Andrew Zausner, Partner



S. 2263, Mine Communications Technology Innovation Act.  
S. 2448, Surface Mining Control and Reclamation Act of 1977 Technical Corrections Act.  
H.R. 576, Federal Mine Ventilation Safety Act of 2007.  
H.R. 800, Employee Free Choice Act of 2007.  
H.R. 2768, S-Miner Act.  
H.R. 2769, Miner Health Enhancement Act of 2007.  
H.R. 3361, Pension Protection Technical Corrections Act of 2008.  
H.R. 3486, To amend the Internal Revenue Code of 1986 to provide incentives for improving mine safety.  
H.R. 3877, Mine Communications Technology Innovation Act.  
H.R. 4353, Surface Mining Control and Reclamation Act of 1977 Technical Corrections Act.  
H.R. 7327, Worker, Retiree, and Employer Recovery Act of 2008.

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15. General issue area code

TAX

TAXATION/INTERNAL REVENUE CODE

(one per page)

16. Specific lobbying issues

Monitor legislative and federal activity related to energy tax credits and the refund of the coal excise tax and interest. S. 373, A bill to facilitate and expedite direct refunds to coal producers and exporters of the excise tax unconstitutionally imposed on coal exported from the United States. S. 1508, Clean Energy Production Tax Incentives Act of 2007.

17. House(s) of Congress and Federal agencies

☐

Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE

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First Name	Last Name	Suffix	Covered Official Position (if applicable)	New
Rob	Mangas			<input type="checkbox"/>
Tim	Hutchinson		U.S. Senator	<input type="checkbox"/>
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K. Laurie	McKay			<input type="checkbox"/>
Katie	Phillips			<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>

19. Interest of each foreign entity in the specific issues listed on line 16 above

☒

Check if None

Printed Name and Title

L. Andrew Zausner, Partner

S. 2973, American Energy Production Act of 2008.

S. 3335, Jobs, Energy, Families and Disaster Relief Act of 2008.

S. 3689, Economic Recovery Act of 2008.

H.R. 1424, Emergency Economic Stabilization Act of 2008.

H.R. 1762, A bill to facilitate and expedite direct refunds to coal producers and exporters of the excise tax unconstitutionally imposed on coal exported from the United States.

H.R. 3221, New Direction for Energy Independence, National Security and Consumer Protection Act.

H.R. 5351, Renewable Energy and Energy Conservation Tax Act of 2007.

H.R. 6049, Energy and Tax Extenders Act of 2008.

H.R. 6899, Comprehensive American Energy Security and Consumer Protection Act.

H.R. 7060, Renewable Energy and Job Creation Tax Act of 2008 .

Economic Stimulus Draft Legislation for 111th Congress.

Monitor implementation of H.R. 6, Energy Independence and Security Act of 2007. (P.L. 110-140)

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15. General issue area code

NAT

NATURAL RESOURCES

(one per page)

16. Specific lobbying issues

Monitor legislative activity related to mining law reform.

H.R. 2262, Hardrock Mining and Reclamation Act of 2007.

17. House(s) of Congress and Federal agencies

☐ Check if None

U.S. HOUSE OF REPRESENTATIVES, U.S. SENATE

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				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>
				<input type="checkbox"/>

19. Interest of each foreign entity in the specific issues listed on line 16 above

☒ Check if None

Printed Name and Title

L. Andrew Zausner, Partner

Information Update Page - Complete ONLY where registration information has changed.

20. Client new address

Address

CityStateZip Code - Country

21. Client new principal place of business (if different than line 20)

CityStateZip Code - Country

22. New General description of client's business or activities

LOBBYIST UPDATE

23. Name of each previously reported individual who is no longer expected to act as a lobbyist for the client

	First Name	Last Name	Suffix		First Name	Last Name	Suffix
1	Wendell	Ford		3			
2				4			

ISSUE UPDATE

24. General lobbying issue that no longer pertains

AFFILIATED ORGANIZATIONS

25. Add the following affiliated organization(s)

Internet Address:

Name	Address				Principal Place of Business (city and state or country)
	Street Address				
	City	State/Province	Zip	Country	
					City
					StateCountry
					City
					StateCountry

26. Name of each previously reported organization that is no longer affiliated with the registrant or client

1	2	3
---	---	---

FOREIGN ENTITIES

27. Add the following foreign entities

Name	Address			Principal place of business (city and state or country)	Amount of contribution for lobbying activities	Ownership percentage in client
	Street Address	State/Province	Country			
	City			City		
				StateCountry		%

28. Name of each previously reported foreign entity that no longer owns, or controls, or is affiliated with the registrant, client or affiliated organization

1	3	5
2	4	6

Printed Name and Title L. Andrew Zausner, Partner